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 9 SKANSKA USA BUILDING, INC.

FILED

JUL 01 2005

CLERK, U.S. DISTRICT COURT
 EASTERN DISTRICT OF CALIFORNIA
 BY _____

UNITED STATES DISTRICT COURT
 EASTERN DISTRICT OF CALIFORNIA

10 SKANSKA USA BUILDING, INC., a Delaware
 11 corporation,

Plaintiff,

v.

13 ROGERS-QUINN CONSTRUCTION, INC., a
 14 California corporation,

Defendant.

16 ROGERS-QUINN CONSTRUCTION, INC., a
 17 California corporation,

Counter-Claimant,

v.

19 SKANSKA USA BUILDING, INC., a Delaware
 20 corporation,

Counter-Defendant.

CASE NO. CIV. S-05-537 GEB GGH

STIPUATION TO RESCHEDULE THE
 HEARING DATE ON THE MOTION
 FOR SUMMARY ADJUDICATION,
 OR IN THE ALTERNATIVE, FOR
 PRELIMINARY INJUNCTION;
 [PROPOSED ORDER]

23 Plaintiff and counter-defendant SKANSKA USA BUILDING, INC. ("SKANSKA"), and
 24 defendant and counter-claimant ROGERS-QUINN CONSTRUCTION, INC. ("RQC"), through
 25 their attorneys of record respectfully request that this Court reschedule SKANSKA'S Motion For
 26 Summary Adjudication, Or In The Alternative, For Preliminary Injunction currently set for July
 27 18, 2005 to August 1, 2005. The reason for this request is that counsel for
 28

1 SKANSKA will be on vacation, which vacation was scheduled before the Court continued the
2 hearing on this motion from June 27, 2005 to July 18, 2005. In furtherance of this request, the
3 parties hereby stipulate to the following:
4

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6 **IT IS HEREBY STIPULATED** by and between the parties hereto, through their
7 respective counsel of record, that the parties agree, subject to the Court's approval, to continue
8 the hearing on SKANSKA'S Motion For Summary Adjudication, Or In The Alternative, For
9 Preliminary Injunction to August 1, 2005, at 9:00 a.m., in Court Room 10, in Sacramento.
10

11 **IT IS SO STIPULATED.**
12

13 Dated: June 28, 2005
14

GORDON & REES

15
16 By 

S. MITCHELL KAPLAN

Attorneys for Plaintiff and Counter-Defendant
SKANSKA USA BUILDING, INC.

17
18 Dated: June 29, 2005
19

MUSICK, PEELER & GARRETT

20
21 By 

Gerard Smolin, Jr.

Attorneys for Defendant and Counter-Claimant
ROGERS-QUINN CONSTRUCTION, INC.

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23
24 **IT IS HEREBY ORDERED**, and GOOD CAUSE having been shown, that the
25 hearing date on SKANSKA'S Motion For Summary Adjudication, Or In The Alternative, For
26 Preliminary Injunction currently set for July 18, 2005 in the above-captioned matter, be
27 rescheduled to August 1, 2005.
28

Dated: 6-29-05


UNITED STATES DISTRICT JUDGE